IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 363 OF 2007
IN
WRIT PETITION NO. 380 OF 2007

Showman International .... Applicant

versus

The State of Maharashtra & anr..... Respondent.

Mr. Pradip Das i/b M/s. Goenka Law Associates for the applicant.
Mr. Neville Mujra i/b. M/s. Yusuf & Associates for Respondent no.2.

CORAM; A.P. DESHPANDE, J.
DATED; 11TH DECEMBER, 2007

P.C.;

1. The order under challenge is one of the issue process passed by the Metropolitan Magistrate in a complaint under section 138 of N.I.Act. The order of issue process is revisable by the Sessions Court, under the revisional powers under section 397 of Cr.P.C. Hence in view of the decision in **V.K.Jain's case**, I decline to entertain the Writ Petition as there exist alternative efficacious remedy in the form of revision. Hence writ petition is summarily rejected. However it shall be open for the petitioner to file appropriate revision before the Sessions Court. It shall also be open for the petitioner to file appropriate application seeking condonation of delay in regard to the time spent by the petitioner

while prosecuting the writ petition in this court.

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